

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

THE UNITED STATES OF AMERICA, of the use
and interest of R. McManus, Inc.,

JUDGE KOELT

SUMMONS IN A CIVIL ACTION

V.

HUMPHREYS & HARDING, INC. and LIBERTY
MUTUAL INSURANCE COMPANY, as surety,

CASE NUMBER:

08 CIV 43797

TO: (Name and address of Defendant)

HUMPHREYS & HARDING, INC.
755 Second Avenue, 2nd Floor
New York, NY 10017

LIBERTY MUTUAL INSURANCE COMPANY
1211 Avenue of the Americas, New York, NY 10036

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

William J. Cortellessa, Esq.
Salon Marrow Dyckman Newman & Broudy, LLP.
292 Madison Avenue, 6th Floor
New York, NY 10017
(212) 661-7100

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

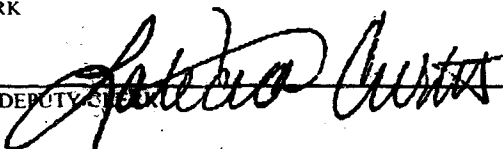
J. MICHAEL McMAHON

CLERK

DATE

MAY 09 2008

(By) DEPUTY CLERK



AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	
NAME OF SERVER (<i>PRINT</i>)	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"> <input type="checkbox"/> Served personally upon the defendant. Place where served: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Returned unexecuted: </div> <div> <input type="checkbox"/> Other (specify): </div>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p style="text-align: center;">I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> Executed on _____ Date </div> <div style="width: 60%;"> _____ <i>Signature of Server</i> </div> </div> <div style="text-align: center;"> _____ <i>Address of Server</i> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

UNITED STATES DISTRICT COURT
COUNTY OF NEW YORK

INDEX NO: 08 CIV 4379

FILED ON: May 9, 2008

DISTRICT:

Attorneys: Salon Marrow Dyckman & Newman, LLP PH: 212-661-7100
Address: 292 Madison Avenue, 6th Flr New York NY 10017 File No.: 11713.002

THE UNITED STATES OF AMERICA, ETC.

vs

Plaintiff(s)

HUMPHREYS & HARDING, INC, ET ANO

Defendant(s)

STATE OF NEW YORK, COUNTY OF NEW YORK, SS.:

**AFFIDAVIT OF SERVICE
BY THE SECRETARY OF STATE**

Steven Avery, being duly sworn, deposes and says: deponent is over
the age of eighteen (18) years; that on May 28, 2008, at 10:20am, at the office
of the Secretary of State of the State of New York in the City of Albany, New York, deponent served the annexed
Summons and Complaint with Rule 7.1 Statement
on
HUMPHREYS & HARDING, INC.

Defendant in this action, by delivering to and leaving with DONNA CHRISTIE, Authorized Agent, in the Office of
the Secretary of State of the State of New York, personally at the Office of the Secretary of State of the State of New
York, two (2) true copies thereof and that at the time of making such service, deponent paid said Secretary of State
the statutory fee, \$40.00. Service was made pursuant to Section 306 Business Corporation Law.

☐ Service was completed by mailing notice of such service and one (1) true copy thereof by ☐ Registered or
☐ 1st Class Mail and Certified Mail, # _____, Return Receipt Requested on _____
to said defendant at: _____.

☐ Papers so served were properly endorsed with the index number and date of filing.

Deponent further says that deponent knew the person so served as aforesaid to be the agent in the Office of the
Secretary of State of the State of New York, duly authorized to accept such service on behalf of said defendant.

Description of the person served: Approx. Age: 35 Approx. weight: 140 Approx. Ht.: 5'5"

Sex: FEMALE Color of skin: WHITE Color of hair: BLONDE Other: _____

Sworn to before me on June 3, 2008

WENDY RESNICK
NOTARY PUBLIC, State of New York
No.01RE5067464, Westchester County
Commission Expires Oct.15, 2010

Steven Avery

Server's Lic #

Invoice/Work Order # 08012941